App. F. IX-4

Previous References

1933.
(Mazras)

File No. 59-33

Serial Nos. 1+2

M 298 32 1 2

Later References
Revenue 1152 43-1-2

General and Revenue Secretariat.

Serial Nos. 2

Part B for August 33

SUBJECT.

Resumption of Sri Chathranakeswaraswami temple Cuddalore sold to late Mr Krishna Singh as the amounts still due from him cannot be otherwise recovered

To. The Mag Cuddalore
M Cumpthite
No 251-2 9 25 8-33.

Accepts the recommendation but direct to give his heirs another notice of the fact if one has not been served already

Keshavaswami temple.

General and Revenue Secretariat — File No. of 1933. — [App. F. III—2

Serial No.

Letter No. 913 of 10th July 33 from the M.C. Chikmagalur forwarding copy of letter of 26/6/33 from the Dy. Commr. Hassan soliciting orders to resume possession of the buildings and the land on behalf of the temple as there is no means of recovering the amount of Rs 630/- due by the late Sri. Krishna Swamy.

Property consisting of a house with its outhouse constructed on the temple land and enjoyed by Sri Channakesavaswamy of temple at Belur was sold to Mr B. Krishnaswamy for Rs 1000/- subject to the conditions referred to in G.O. No. 1380-1 Muz 256-28-2 of 22nd January 1929

R. (Circle file)

It is reported that he has paid Rs 525 and that a sum of Rs 629-15-10 (475 towards the sale price and the balance towards interest) is due from the deceased and that there is no means of recovering the same.

The Dy. Commr. has therefore recommended the resumption of the buildings and the land adjoining the amount of Rs 525/- paid, towards rent for the period of occupation.

Mr. Krishna Swami himself has agreed to pay rent at Rs 2/- per month in his letter dated 3-2-10

G.

The M.C. recommended that the Dy. Commr's proposal may be approved.

Submitted for orders

The M.C's recommendation may perhaps be approved. Law Secretary may be consulted. 19/7

NOTE—Contn. Sheet.

WD 0246 —GPB—15,000—22-8-32

343 P 33. 44

File No. of 193 . General and Revenue Secretariat

To Govt Secy (Law Dept) with compliments & return of records as to whether the M.C's recommendation may be accepted

Asst. Secy 27/7/33

R.O.C.No. P 92 J 32 dated 21st. July 1933.

Forwarded with compliments to the Govt Advocate for favour of advice.

Before Asst Secy 27/7

347

GENL 28 JULY 1933 Law

32

ADVOCATE'S O 21 JULY 1933 BANGALORE.

Secy SR/33-34 Dt 24.7.933

Returned with compliments.

Government, in their Order dated 22-1-1929, sanctioned the grant of the property in question to Mr. Krishna Singh for Rs.1,000/- inclusive of Rs.202/- the rent in arrears till then. Only a sum of Rs.525/- seems to have been paid and since the balance was not paid as agreed to, by him, no sale deed seems to have been executed in his favour. The sale was not therefore completed and Mr. Krishna Singh cannot be said to have acquired any title to the property.

Since after his death, his heirs did not also pay up the balance and have the transaction completed it is permissible for the Huzrai Department to resume possession of the same. It is just possible that Mr. Krishna Singh's heirs may pay the balance due in case they are expressly informed that the property would otherwise be

Serial No.

otherwise be resumed by the Department. If in the notices of demand already issued it is not so stated, steps may be taken to resume possession after giving them notice mentioning that in case of default in paying the balance the property would be resumed by the Department.

A

Government Advocate.
8.8.1933

CSN.

Fin Secy (Mur)

9.8.33

The ME's recommendation may be accepted with the proviso suggested by the Govt Advocate at A above

11 8 33

2 & M.r

12/8

Draft Rtd.

17/8/33

Fin Secy)

For perusal before issue

17/8

17/8

NOTE—Contn. Sheet.

Office of the Second Member of Council. 11 AUG. 1933 No.....

SECTION 8. AUG. 1933 REV. SECTT.

Mung File No. 57 of 1933. General and Revenu Secretariat

251-2/Mung dated 25.8.33
The Mungeri Comm
& Comptroller
Sanctions the recommendation
vide ... with certain directions.

B/
4/9/33

913 Exec I Sub
32-33

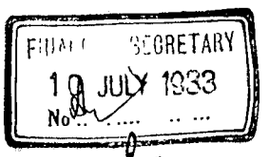
OFFICE OF THE MUZRAI COMMISSIONER IN MYSORE,

Bangalore,... 1st July..... ..... 1933.

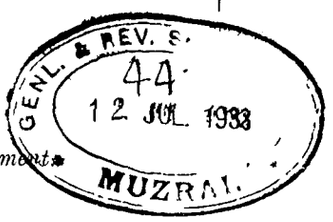
10.

FROM

S. HIRIANNAIYA, ESQ., M.A., B.L.,
Muzrai Commissioner in Mysore,
Bangalore.



1117



To

The *Secretary to the Government of His Highness*
the Maharaja of Mysore,
Finance Department.

SIR,

(Marked File)

In continuation of this office letter C.No.13/33-33 dated 12-6-'33 re: the recovery of certain amounts due to the Sri Chennakeshavaswamy temple at Belur by late Mr. K. Krishnasingh, since deceased, I have the honor to forward herewith copy of letter No. .1431-33 dated 30-6-33 received from the Deputy Commissioner, Hassan District, soliciting orders to resume possession of the buildings and the land on behalf of the temple to the circumstances explained, the sum of Rs. 525/- paid by the late Mr. Krishnasingh being considered as rent and to recommend that there is no chance of recovering the balance of Rs. 630/- due from the deceased, the

er No.C.142 32 dated 20-6-33 from the Deputy Commissioner, Hassan
i rict, to the Muzrai Commissioner in Mysore.

Subject:- Re: the recovery of certain amount due to the Sri Hemareshavaswami temple at Belur from Mr. P. Krishnasingh, Retired Amildar.

With reference to your memo No.C16/32-33 dated 10th April 1933 on the above subject, I have the honor to forward herewith the connected records received with Yaklespur Sub Division Officer's memo No.R1.1155-32 dated 23rd May 1933 and to state as follows.-

This defaulter having died on 31st January 1933, the Amildar issued a notice to his son Mr. Lalsingh to pay up the total sum of Rs 628-15-10 due from Mr. P. Krishnasingh (Rs 473/- towards the sale price and Rs 154-15-10 towards the interest) on 15th Febv. 1933 within 15 days, through the Hasha Revenue Inspector and the same was returned unserved on 7th March 1933. On 5th May 1933 another notice was issued to Mr. Lalsingh through Registered Post directing the payment of the amounts in question within 8 days, which has been duly acknowledged by him on 8th May 1933.

The Amildar reported in his No. Nil.3-31 dated 30th May 1933 that Mr. Lalsingh has not produced the amount nor has he presented any application, that on enquiry he learns that he is not in a position to pay up the amount, that there are no means of the recovery of the same and that therefore orders may be passed to take back the possession of the building and the land after deducting Rs 125/- so far paid towards the sale price, as rent for the period of occupation of the same.

The Sub Division Officer also agrees with the views of the Amildar since the defaulter's son has not sent in his reply to the Registered notice.

In the above circumstances I request you to kindly obtain orders of Government for the resumption of the buildings and the land for the temple, the amount of Rs 125/- so far paid by the deceased, towards the sale price being considered as rent for the period of occupation.

The connected vernacular records sent herewith may kindly be returned when done with.

"COPY"

For Muzrai Commissioner.

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS
THE MAHARAJA OF MYSORE

Read:-

Government Order No.1380-1/Muz. 256-28-2 dated 22nd January 1929 approving of the recommendation of the Muzrai Commissioner to sell the property consisting of a house with its out-house constructed in the temple land and endowed to Sri Channakesavaswami temple ~~xx~~ at Belur to Mr. B. Krishna Singh, retired Amildar, for a sum of Rs.1,000/-

2. Letter No.913/32-33 dated 10th July 1933 from the Muzrai Commissioner, reporting that Mr. Krishna Singh died on 21st January 1933 and that his son to whom a notice was issued for the payment of the sum of Rs.629-15-0 due by his father towards the sale price of the said property and the interest thereon, has not responded to it and recommending that, as there is no means of recovering the balance due from the deceased, the proposal of the Deputy Commissioner, Hassan District, to resume the buildings and the land to the temple may be approved, the amount of Rs.595/- so far paid by the deceased towards the sale price being considered as rent for the period of occupation.

Order No. 251-2/Muz 59-33-2 file

Dated, Bangalore, 2nd August 1933.

25-A

The recommendation of the Muzrai Commissioner is accepted.

If in the notice already issued to the ~~xxxx~~ heirs of the late Mr. Krishna Singh, it has not been expressly stated that the property would be resumed to the temple in case the balance due is not paid, within a specified time, steps should be taken to resume possession after giving the said heirs of the late Mr. Krishna Singh, notice mentioning that, in case of default in paying the balance, the property ~~xxxx~~ would be resumed to the temple.

For Financial Secretary to Government.

To

The Muzrai Commissioner in Mysore returning records.
The Comptroller to Government.

Diary No. of letter replied to .....

Section Mag

File No. 59-33

Serial No. 2

General and Revenue Secretariat

( )

the *193* .

Proceedings of the Government of His Highness the Maharaja of Mysore.

Date of issue 28/8/1933

Signed by M. B. Muddukrishnappa.

Read— f.d. No. 1380-1/Mag 256-28-2 of 22-1-29 approving of the recommendation of the M.C. to sell the property consisting of a house with its outhouse constructed on the temple land & endowed to Sri Channakesavaswamie temple

~~Order thereon.—No~~ & M.B. Krishna Singh at Belur- retired Amildar for a sum of Rs. 1000/—

2. Letter No. 913/32-33 of 10-7-33 from the M.C. reporting that M. Krishnasingh died on 21-1-1933 & that his son to whom a notice was issued for the said sum.

May this be—

(i) printed ?

(ii) treated as a standing order ?

(iii) published in the Gazette, English Part ?

(iv) translated ?

(v) placed at the disposal of the press ?

(vi) published in the Gazette, Kannada Part ?

of the sum of Rs. 629-15-0 due by his father towards the sale price of the said property & the interest thereon, has not responded till & recommending that, as there is no means of recovering the balance due from the deceased, the proposal of the D.C. Harnai D., to resume the buildings & the land to the temple may be approved, the amount of Rs. 525/- so far paid by the deceased towards the sale price being considered rent for the period of occupation.

List of Enclosure

Order: No. 251-2 Encl. in file D.M.C.

The recommendation of the M.C. is accepted.

If in the notice already issued to the heirs of the late Mr. Krishna Singh ~~it has not been~~ ~~they are not~~ expressly ~~Specified in proposed~~ that the property would ~~thereupon~~ be resumed to the temple ~~Steps~~

Copied by

Examined by

In case the balance due is not paid within a Specified time

G. R. S. App F. G. 3.

GENERAL AND REVENUE SECRETARIAT

(Continuation sheet draft form.)

Steps should be taken to obtain possession after giving the said heirs of the late Sri [illegible] notice mentioning that, in case of default in paying the balance, the property would be resumed to the temple.

2/1718

Fr H. Lees

To

The Mer. Com. Sr. returning records — Comptroller to file.

WD 0327—G PB—10,000—16 5-27